

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

NEW ENGLAND CARPENTERS HEALTH  
BENEFITS FUND, PIRELLI ARMSTRONG  
RETIREE MEDICAL BENEFITS TRUST;  
TEAMSTERS HEALTH & WELFARE FUND  
OF PHILADELPHIA AND VICINITY;  
PHILADELPHIA FEDERATION OF  
TEACHERS HEALTH AND WELFARE  
FUND; DISTRICT COUNCIL 37, AFSCME -  
HEALTH & SECURITY PLAN; JUNE  
SWAN; MAUREEN COWIE and BERNARD  
GORTER,

Plaintiffs,

v.

FIRST DATABANK, INC., a Missouri  
corporation; and McKESSON  
CORPORATION, a Delaware corporation,

Defendants.

C.A. No. 1:05-CV-11148-PBS

**NOTICE OF WITHDRAWAL OF MOTION FOR LEAVE TO FILE  
THIRD AMENDED COMPLAINT FILED ON OCTOBER 2, 2007**

Class Plaintiffs respectfully withdraw without prejudice their Motion for Leave to File Third Amended Complaint filed on October 2, 2007 (the "Motion") and all documents listed in and filed in support of said Motion without prejudice (Docket Nos. 321 and 322). In its place Plaintiffs filed an Amended Motion for Leave to File Third Amended Complaint and supporting documents (Docket Nos. 323 and 324) on October 9, 2007. Plaintiffs' amended motion includes an additional request for relief. Before filing their amended motion Plaintiffs consulted with McKesson, who advises that it opposes Plaintiffs' motion on the merits but does not object procedurally to the filing of an amended motion to consolidate Plaintiffs' requests for relief.

DATED: October 10, 2007

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**CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the above document was served upon the attorney of record for each other party through the Court's electronic filing service on October 10, 2007.

**/s/ Steve W. Berman**

Steve W. Berman